

United States District Court
District of Puerto Rico

In re:

The Financial Oversight and
Management Board for Puerto
Rico, as representative of The
Commonwealth of Puerto Rico,
The Employees Retirement
System of the Government of
the Commonwealth of Puerto
Rico, and the Puerto Rico
Public Buildings Authority,

Debtors

PROMESA Title III

No. 17 BK 3283 (LTS)

(Jointly Administered)

Order of Certification Pursuant to 28 U.S.C. § 2403(a)

Pursuant to 28 U.S.C. § 2403(a), the Court hereby certifies to the Attorney General of the United States that the constitutionality of the *Puerto Rico Oversight Management and Economic Stability Act (PROMESA)*, 48 U.S.C. §2101 et seq. is drawn into question in this case. Specifically, certain objectors assert that PROMESA is unconstitutional if it allows the discharge or impairment of their claims for just compensation arising under the Fifth and Fourteenth Amendments to the United States Constitution. (Dkt. #18418)

The Court permits the United States to intervene for argument on the question of the constitutionality of PROMESA as it is

applied to said claims and shall, subject to the applicable provisions of law, have all the rights of a party. The Court requests that the Attorney General file a brief addressing these issues by the ____ day of _____, 2021.

The clerk shall serve this certification upon the Attorney General and the United States Attorney for the District of Puerto Rico by certified mail.

It is so ordered.

Laura Taylor Swain
United States District Judge